

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF NEW YORK**

MICROSOFT CORPORATION,

Plaintiff and Counterclaim  
Defendant,

v.

DATATERN, INC.,

Defendant and Counterclaim  
Plaintiff.

Civil Action No. 1:11-cv-02365-KBF

(Case pending in the U.S. District Court for the  
Southern District of New York)

**MICROSOFT CORPORATION'S RESPONSES TO  
DATATERN'S RULE 56.1 COUNTERSTATEMENT OF FACTS**

**Contains Confidential Information  
Subject to Protective Order**

**FILED UNDER SEAL**